IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 30TH JULY 2007 / 8TH SRAVANA 1929

Crl.Rev.Pet.No. 4117 of 2006

CRL.A. NO.473/2005 OF SESSIONS COURT, TRIVANDRUM,
C.C. NO.310/2003 OF JUDL. MAGISTRATE OF FIRST CLASS COURT-I, ATTINGAL

.....

REVISION PETITIONER/APPELLANT/ACCUSED:

A.HAKKIM, S/O.ABDUL KHARIM,
SIBI MANZIL, KULAMUTTOM P.O. MANAMBOOR VILLAGE,
ATTINGAL, CHIRAYINKEEZHU TALUK,
THIRUVANANTHAPURAM DISTRICT.

BY ADV. SRI.M.TRIPTEN.

RESPONDENTS/RESPONDENTS/COMPLAINANT:

----

1. **STATE OF KERALA,**
   REP. BY PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

2. **SAFARULLA,, S/O.MOHAMMED HANEEFA,**
   SAMEER COTTAGE, MANAMBOOR VILLAGE,
   ATTINGAL, CHIRAYINKEEZHU TALUK,
   REP. BY THE POWER OF ATTORNEY HOLDER
   MR.A.ABDULKHALAM.

BY ADV. SRI.M.DINESH,
PUBLIC PROSECUTOR SRI. AMJAD ALI,
PUBLIC PROSECUTOR SRI. C.K. SURESH.

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 30/07/2007,THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P. NO. 4117 of 2006

Dated this the 30th day of July, 2007

ORDER

The revision petitioner stands convicted for the offence under section 138 N.I.Act and sentenced to undergo simple imprisonment for 4 months and to pay a compensation of Rs.10,55,000/- to the complainant vide section 357 (3) Cr.P.C and in default to undergo simple imprisonment for 5 months. The revision petitioner has only sought for modification of the sentence and time to pay the amount.

2. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted 6 months' time from today onwards to pay the amount of compensation. The revision petitioner shall appear before the JFCM-1, Attingal on 28-1-2008 to receive the sentence.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE.

Kvm/

K.R.UDAYABHANU, J.

CRL.R.P.4117/2006

ORDER

30-7-2007